

RECEIVED
CENTRAL FAX CENTER

SEP 28 2004

Fax

To: U.S. Patent and Trademark Office
Examiner (Jackie) Uyen T. Ho
Art Unit 3731

From: Richard L. Gregory, Jr.
Shemwell Gregory & Courtney LLP
Customer No.: 30554
Phone No.: 408.236.6646
Fax No.: 408.236.6641

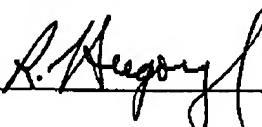
Fax: 703.872.9306 Pages: 10 Including cover sheet

Phone: 703.306.3421 Date: September 28, 2004

Re: Application No. 10/010,410 CC:
Attorney Docket No. LMND.P116

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED VIA
TELEFACSIMILE TO THE COMMISSIONER FOR PATENTS, ALEXANDRIA, VA, ART
UNIT 3731 AT (703) 872-9306 ON:

Date: 09-28-2004

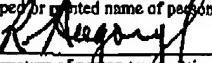
By: 

Message:

Hi Examiner Ho,
Please call me at (408) 236-6646 if any issues remain for discussion.
Best regards,
Rick Gregory

Confidentiality Note

This facsimile transmission contains information which is confidential. If you are not the intended recipient named on this cover page, be aware that any disclosure, copying, distribution or use of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

CERTIFICATE OF TRANSMISSION VIA FACSIMILE	
I hereby certify that this correspondence is being transmitted via facsimile to Examiner Uyen T. Ho, Art Unit 3731, at (703) 872-9306 and addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<u>Richard L. Gregory, Jr.</u> (Type or printed name of person mailing paper(s) or fee(s))	
 (Signature of person transmitting paper or fee)	
September 28, 2004 (Date signed)	

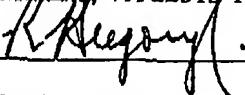
Serial/Patent No.: 10/010,410 Filing/Issue Date: December 5, 2001
Title: Catheter System for Vascular Re-entry from a Sub-intimal Space

Atty. Docket No.: LMND.P116 Date Transmitted: September 28, 2004

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Amendment/Response (<u>8</u> pgs.) | <input type="checkbox"/> Petition for Extension of Time (<u> </u> month(s); in duplicate) |
| <input type="checkbox"/> Preliminary Amendment (<u> </u> pgs.) | <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A |
| <input type="checkbox"/> Application - Utility (<u> </u> pgs.) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Application - Rule 1.53(b) Contin. (<u> </u> pgs.) | <input type="checkbox"/> Submission of Formal Drawings |
| <input type="checkbox"/> Application - Rule 1.53(b) Divis. (<u> </u> pgs.) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (<u> </u> pgs.) | <input type="checkbox"/> Appeal Brief (<u> </u> pgs. in triplicate) |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA (<u> </u> pgs.) | <input type="checkbox"/> Reply Brief |
| <input type="checkbox"/> Application - PCT (<u> </u> pgs.) | <input type="checkbox"/> Response to Notice of Missing Parts |
| <input type="checkbox"/> Application - Provisional (<u> </u> pgs.) | <input type="checkbox"/> Utility Patent Application Transmittal |
| <input type="checkbox"/> Drawings (<u> </u> sheets) | <input type="checkbox"/> Fee Transmittal (in duplicate) |
| <input type="checkbox"/> Declaration & POA (<u> </u> pgs.) | <input type="checkbox"/> Itemized Postcard |
| <input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs.) | <input checked="" type="checkbox"/> Certificate Of Transmission via Facsimile |
| <input type="checkbox"/> Power of Attorney (<u> </u> pgs.) | <input type="checkbox"/> Express Mail No. _____ |
| <input type="checkbox"/> Nonpublication Request (35 USC 122(b)) | <input type="checkbox"/> Check No. _____ Amt. _____ |
| <input type="checkbox"/> Other _____ | |

I hereby certify that this correspondence and any other documents referred to as enclosed herein are being transmitted via facsimile to Examiner (Jackie) Uyen T. Ho, Art Unit 3731, at (703) 872-9306 on the date indicated below and addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450:


Richard L. Gregory, Jr.
(Name of person transmitting correspondence)

September 28, 2004
Date

RECEIVED
CENTRAL FAX CENTER
SEP 28 2004

Atty. Docket No. LMND.P116

PATENT

IN THE UNITED STATES PATENT OFFICE

In Re Patent Application of:
Kurt D. Sparks, et al.)
Examiner: Uyen T. Ho
Art Unit: 3731
Application No. 10/010,410)
Filed: December 5, 2001)
For: CATHETER SYSTEM FOR VASCULAR)
RE-ENTRY FROM A SUB-INTIMAL SPACE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Amendment Under 37 CFR § 1.111

Sir:

This amendment is in response to the Office Action mailed September 14, 2004. Please amend the application as indicated below and consider the remarks that follow the amendments.